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IN THE US BANKRUPTCY COURT
THE OF DISTRICT OF OREGON

In re:

Bristol Creek Homes & Development
Company, LLC,

Debtor.

Case No. 19-30136-pcm7

GUARDIAN STRATEGIC FUND III,
LLC'S RESPONSE TO NOTICE OF
TRUSTEE'S MOTION TO DISMISS

(Relates to ECF 58)

ORAL ARGUMENT REQUESTED

Guardian Strategic Fund III, LLC ("Guardian") respectfully files this response to the Notice of Trustee's Motion to Dismiss (filed at ECF 58) (the "Trustee's Motion"), to avoid interference with a pre-existing settlement conference. The Trustee's Motion, which is dated April 16, 2019, may result in a 21 day dismissal on May 5, 2019. However, this Court has scheduled a May 16, 2019 intercreditor settlement conference in this involuntary bankruptcy case, with Bankruptcy Judge Trish M. Brown serving as settlement judge.

The Court scheduled Guardian's pre-existing motion to dismiss (filed at ECF 45), and Guardian's motion for relief from stay (field at ECF 34), for May 28, 2019, (noticed at ECF 53 & 55), to facilitate the May 16th settlement conference. Guardian, a supporter of dismissal of this bankruptcy case, requests that the Court schedules oral argument on the Trustee's Motion at the pending May 28, 2019 hearing, so the Trustee's Motion does not result in a premature

administrative dismissal of Bristol Creek Homes & Development Company, LLC's bankruptcy case prior to the creditors' May 16, 2019 settlement conference.

Dated: April 22, 2019

/s/ Joseph A. Field
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